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12 Attorneys for Defendant
13 AETNA LIFE INSURANCE COMPANY

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA

17 REBECCA RAMIREZ,) CASE NO. C 12 4192 MEJ
18)
19 vs. Plaintiff,) STIPULATION AND [PROPOSED]
20) ORDER EXTENDING DEADLINES TO
21) COMPLETE DISCOVERY RE ERISA
22 AETNA LIFE INSURANCE COMPANY,) PREEMPTION AND FILE RENEWED
23) MOTION FOR SUMMARY
24 Defendants.) ADJUDICATION
25)
26)
27)
28)

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1 TO THE COURT, THE PARTIES AND THEIR ATTORNEYS OF RECORD:

2 The parties in this action, Plaintiff Rebecca Ramirez (“Plaintiff”) and Defendants Aetna
 3 Life Insurance Company, by and through their respective counsel of record, hereby jointly stipulate
 4 as follows:

5 WHEREAS the accompanying declaration of Jordan S. Altura, submitted herewith in
 6 support of this Stipulated Request, complies with the requirements of Local Rule 6-2 and sets forth
 7 the reasons for and good cause supporting the parties’ stipulation;

8 WHEREAS the parties have a mediation scheduled for January 17, 2012, with Martin
 9 Quinn of JAMS;

10 WHEREAS the Court instructed the parties complete fact discovery with respect to the
 11 issue of ERISA preemption by February 7, 2013;

12 WHEREAS the Court set March 7, 2013 as the deadline for the parties to file motions with
 13 respect to the issue of ERISA preemption, with hearings on such motions set for April 11, 2013;

14 WHEREAS Plaintiff has propounded written discovery to Defendant and the parties have
 15 met and conferred about setting the deposition of Aetna’s 30(b)(6) witness concerning the issuance
 16 of the welfare benefit plan to the National Conference of Bankruptcy Clerks (“NCBC”);

17 WHEREAS both parties intend to seek written and deposition discovery from nonparties,
 18 including the NCBC;

19 WHEREAS the parties agree it would be prudent to avoid the costs of written and
 20 deposition discovery while attempting to settle this case, and seek to continue the deadlines set
 21 forth above by three weeks to allow completion of settlement efforts and, if the mediation is
 22 unsuccessful, to still have adequate time to complete necessary discovery in an orderly fashion;

23 WHEREAS the parties stipulate and request this Court extend the ERISA preemption-
 24 based discovery completion and briefing deadlines and continue the hearing date, as follows:

- 25 • Discovery completion deadline regarding ERISA preemption, continued from
 26 February 7, 2013 until February 28, 2013;
- 27 • Deadline for filing any motions concerning ERISA preemption, continued from
 28 March 7, 2013 to March 28, 2013;

- Hearing on motions concerning ERISA preemption, continued from April 11, 2013 to May 2, 2013.

IT IS SO AGREED AND STIPULATED.

Respectfully Submitted,

Dated: January 2, 2013

GORDON & REES LLP

By: /s/ Jordan S. Altura

Jordan S. Altura
Attorneys for Defendants
AETNA LIFE INSURANCE
COMPANY

Dated: January 2, 2013

KANTOR & KANTOR, LLP

By: /S/ Corinne Chandler

Glenn R. Kantor
Corinne Chandler
Attorneys for Plaintiff
REBECCA RAMIREZ

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: January 3, 2013

Maria Elena-James
Chief United States Magistrate Judge